

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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MICHAEL GRAUER,

Plaintiff,

- against -

UBS FINANCIAL SERVICES INC.,
THOMAS REICHERT, and BARRY CONNELL,

Defendants.
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UBS FINANCIAL SERVICES INC.,
THOMAS REICHERT, and BARRY CONNELL,

Counterclaim Plaintiffs,

- against -

MICHAEL GRAUER,

Counterclaim Defendant.
-----X

07 Civ. 5450 (LAP) (DCF)

**AFFIRMATION OF DOUGLAS H. WIGDOR IN SUPPORT OF DEFENDANTS'
MOTION TO QUASH SUBPOENAS**

Douglas H. Wigdor, affirms under the penalties of perjury as follows:

1. I am a member of the bar of this Court and of the law firm Thompson Wigdor & Gilly LLP, attorneys for Defendants/Counterclaim Plaintiffs UBS Financial Services, Inc., ("UBSFS"), Thomas Reichert and Barry Connell (hereinafter, collectively the "Defendants").

2. I submit this affirmation in support of Defendants' Motion to Quash Plaintiff's Subpoenas issued to UBSFS' clients Eugene Chernick (deceased), Scott Chernick, Ellen

Lawrence, Louis Magrino and Peter Margonelli (hereinafter, collectively “UBSFS” clients”).

3. A true and correct copy of Plaintiff’s Subpoena issued to Eugene Chernick (deceased) is attached hereto as Exhibit A.

4. A true and correct copy of Plaintiff’s Subpoena issued to Scott Chernick is attached hereto as Exhibit B.

5. A true and correct copy of Plaintiff’s Subpoena issued to Ellen Lawrence is attached hereto as Exhibit C.

6. A true and correct copy of Plaintiff’s Subpoena issued to Louis Magrino is attached hereto as Exhibit D.

7. A true and correct copy of Plaintiff’s Subpoena issued to Peter Margonelli is attached hereto as Exhibit E.

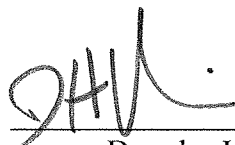
8. A true and correct copy of email correspondence from Andrew S. Goodstadt to Janice Goodman dated January 11, 2008, is attached hereto as Exhibit F.

9. A true and correct copy of Honorable Loretta A. Preska’s Order dated January 17, 2008, is attached hereto as Exhibit G.

10. A true and correct copy of Honorable Loretta A. Preska’s Order dated January 25, 2008, is attached hereto as Exhibit H.

11. I declare under penalty of perjury that the foregoing is true and correct.

Dated: March 31, 2008
New York, New York

A handwritten signature in dark ink, appearing to read "DHW", is written over a horizontal line.

Douglas H. Wigdor